

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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THE NEW YORK TIMES COMPANY, PAUL  
VON ZIELBAUER,

Plaintiffs,

-v-

UNITED STATES DEPARTMENT OF  
DEFENSE, DEPARTMENT OF THE ARMY,

Defendants.

No. 07 Civ. 7481 (RJS)(~~ATP~~)  
ORDER

RICHARD J. SULLIVAN, District Judge:

By letter dated October 29, 2007, plaintiffs request a pre-motion conference in anticipation of filing a motion for summary judgment as to Counts I and II of the Complaint in this action. Furthermore, plaintiffs request that this Court set deadlines for defendants to respond to the Freedom of Information Act ("FOIA") requests set forth in Count III of the Complaint. By letter dated October 31, 2007, defendants represent that the parties have agreed upon certain deadlines for defendants to respond to the requests in Count III. Accordingly,

IT IS HEREBY ORDERED that counsel for all parties shall appear for a pre-motion conference at 4pm on NOV. 15, 2007 in the United States District Court, 500 Pearl Street, New York, New York, Courtroom 21C.

IT IS FURTHER ORDERED that, pursuant to the parties' joint request, the deadlines set forth in defendants' October 31, 2007 letter are hereby ADOPTED by the Court. Defendants' shall respond to the FOIA requests in Count III, save for the request for the production of emails, by November 14, 2007. Defendants shall respond to the request for the production of emails in Count III by December 3, 2007.

SO ORDERED.

DATED: New York, New York  
November 2, 2007

  
RICHARD J. SULLIVAN  
UNITED STATES DISTRICT JUDGE